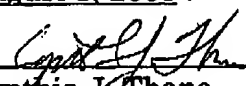


PEHR JANSSON'S LAW FIRM

RECEIVED
CENTRAL FAX CENTER
AUG 08 2005

7628 Parkview Circle, Austin, TX 78731
512 241 0837 · 678 868 0101 (fax) · pehr@pehrjansson.com

FACSIMILE COVER SHEET

| | |
|--|--|
| TO: US Patent and Trademark Office FAX: 571 273 8300 Attn: Commissioner for Patents ART UNIT : 2876 Examiner: Nguyen, Kimberly From: Pehr Jansson Reg. No. 35,759 | Certificate of Transmission under 37 CFR 1.8 I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (Fax No.: 571 273-8300) on <u>August 8, 2005</u> .  Cynthia J. Thane |
| <u>In regard to:</u> Appl. No. : 09/622,657 Conf. No. : 2712 Applicant : Thiriet Filing Date : 16 Oct 2000 Docket No. : 76.0478 US Customer No. : 41754 | This certificate applies to the following documents transmitted herewith: <ul style="list-style-type: none"> • Certificate of Transmission/Cover Sheet (this page) • Transmittal Letter SB-21 (1 page) • Amendment & Response (4 pages) |
| Total number of pages including this cover page | -- 6 -- |

NOTICE OF CONFIDENTIALITY

The accompanying information is: (1) Subject to Attorney-Client Privilege, (2) Attorney Work Product, or (3) Confidential. It is intended for use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone, and return the original message to us at the above address. Thank you.

If you do not receive all pages, call 512 241 0837 or e-mail pehr@pehrjansson.com

PTO/SB/21 (09-04)

Approved for use through 07/31/2008, OMB 0651-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

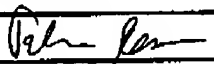
6

| | |
|------------------------|---------------------|
| Application Number | 09/622,657 |
| Filing Date | 10/16/2000 |
| First Named Inventor | Thirlet |
| Art Unit | 2876 |
| Examiner Name | Nguyen, Kimberly D. |
| Attorney Docket Number | 76.0478 |

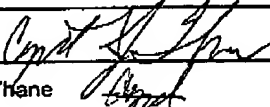
ENCLOSURES (Check all that apply)

| | | |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| Remarks Amendment enclosed herein is a response to an Ex Parte Quayle Action. | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|---|----------|--------|
| Firm Name | Pehr Jansson's Law Firm | | |
| Signature |  | | |
| Printed name | Pehr Jansson | | |
| Date | August 8, 2005 | Reg. No. | 35,759 |

CERTIFICATE OF TRANSMISSION/MAILING

| | | | |
|---|---|------|----------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: | | | |
| Signature |  | | Date |
| Typed or printed name | Cynthia J. Thane | Date | August 8, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

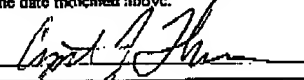
Application #09/622,657
Amendment dated August 8, 2005

RECEIVED
CENTRAL FAX CENTER
AUG 08 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/622,657
Applicant : THIRIET, Fabien
Filing Date : 10/16/2000
Confirmation No : 2712
Art Unit : 2876
Examiner : NGUYEN, Kimberly D.
Docket No. : 76.0478
Customer No. : 41754

Mail Stop Non-Fee Amendments
Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

| |
|---|
| <p>CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8</p> <p>Date of Transmission: August 8, 2005</p> <p>I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at fax no. 571/273-8300 addressed to Mail Stop Non-Fee Amendments, Commissioner for Patents, on the date indicated above.</p> <p>Cynthia J. Thane </p> |
|---|

AMENDMENT & RESPONSE TO EX PARTE QUAYLE ACTION

Dear Sir:

In response to the Ex Parte Quayle Action of July 14, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.

Each section begins on a separate sheet in accordance with the revised format practice.

Page 1 of 4

M478-7 Amendment 1.0